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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/797,223	03/10/2004	Nicholas James Adams	TS5581 (US)	4123
23632 7590 09/29/2008 SHELL OIL COMPANY P O BOX 2463 HOUSTON, TX 772522463				
EXAMINER				
SINGH, PREM C				
ART UNIT		PAPER NUMBER		
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MAIL DATE		DELIVERY MODE		
09/29/2008		PAPER		

**Please find below and/or attached an Office communication concerning this application or proceeding.**

The time period for reply, if any, is set in the attached communication.

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE BOARD OF PATENT APPEALS  
AND INTERFERENCES

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Ex parte NICHOLAS JAMES ADAMS

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Application No. 10/797,223  
Technology Center 1700

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Mailed: September 29, 2008

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Before KRISTA ZELE, *Deputy Chief Appeals Administrator*  
ZELE, *Deputy Chief Appeals Administrator*.

ORDER RETURNING UNDOCKETED APPEAL

This application was electronically received at the Board of Patent Appeals and Interferences on June 19, 2008. A review of the application has revealed that the application is not ready for docketing as an appeal. Accordingly, the application is herewith being returned to the Examiner. The matters requiring attention prior to docketing are identified below.

INFORMATION DISCLOSURE STATEMENT

Appellant filed an Information Disclosure Statement (IDS) dated June 1, 2004. While it appears the Examiner may have considered at least some of the references cited on the above Information Disclosure Statement, there is at least one reference (i.e., International Search Report of May 17 2004) that has not been initialed or crossed through and/or the Examiner's signature/initials have not been provided at the bottom of the PTO\_1449. MPEP § 609 requires the Examiner to consider any Information Disclosure Statement filed by Applicant if timely submitted. A written communication notifying Appellant of the Examiner's consideration of the above Information Disclosure Statement is required.

Accordingly, it is ORDERED that the application is returned to the Examiner:

- 1) consider the Information Disclosure Statement filed June 1, 2004;
- 2) such further action as may be required.

KZ/tdl

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